

Message Text

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ACTION EUR-12

INFO OCT-01 ISO-00 CIAE-00 DODE-00 PM-04 H-01 INR-07 L-03
NSAE-00 NSC-05 PA-01 PRS-01 SP-02 SS-15 USIA-06 PPT-01
SCA-01 VO-03 /063 W
-----191924Z 100936 /42

R 191900Z JAN 77
FM AMEMBASSY BONN
TO SECSTATE WASHDC 4855
USMISSION USBERLIN
AMEMBASSY LONDON
AMEMBASSY MOSCOW
AMEMBASSY PARIS
USMISSION NATO BRUSSELS

C O N F I D E N T I A L SECTION 01 OF 02 BONN 01127

E.O. 11652: GDS
TAGS: PGOV, PFOR, WB, GW, GE
SUBJECT: WORLD SWIMMING CHAMPIONSHPS IN BERLIN

REFS: (A) USBER 2368 (76); (B) BONN 18446 (76)

1. IN JANUARY 17 MEETING, BONN GROUP RETURNED TO
SUBJECT OF GDR EFFORTS TO CREATE DIFFICULTIES OVER HOST
GOVERNMENT AGREEMENT FOR 1978 WORLD SWIMMING
CHAMPIONSHIPS (REF B). FRG REP (HENZE) INFORMED
ALLIED REPS THAT THE FRG WAS INCLINED TO ATTEMPT TO
SIDE-STEP THE PROBLEM BY ADOPTING THE SOLUTION NOTED IN
PARA 6 REF B EMPLOYING OLYMPIC-STYLE IDENTIFICATION
CARDS IN LIEU OF PASSPORTS AND VISAS. THESE ID CARDS
WOULD THEN BE RECOGNIZED BY THE FRG
THUS PERMITTING THE BEARERS TO ENTER AND EXIT THE FRG
AND BERLIN FOR A CERTAIN PERIOD OF TIME COINCIDING WITH
THE WORLD SWIMMING CHAMPIONSHIPS.

2. AS NOTED IN PARA 6 REF B, THE FRG USED THIS SYSTEM
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DURING THE 1972 MUNICH OLYMPICS. AT THAT TIME,
ACCORDING TO HENZE, A REGULATION WAS ISSUED ON MARCH
11, 1972, BY THE INTERIOR MINISTRY WITH THE CONCURRENCE
OF THE BUNDESRAT. THE REGULATION WAIVED THE PASSPORT
AND RESIDENCE PERMIT REQUIREMENTS FOR OLYMPIC
PARTICIPANTS WHO WERE HOLDERS OF IDENTITY CARDS ISSUED
BY THE INTERNATIONAL OLYMPIC COMMITTEE (IOC). THE

WAIVER, BASED ON SECTIONS 2(3) AND 3(2) OF THE FRG ALIEN LAW OF APRIL 28, 1965, WAS VALID FROM JUNE 16 TO OCTOBER 15, 1972. THE INTERNATIONAL OLYMPIC COMMITTEE THEN ISSUED IDENTITY CARDS IN VARIOUS COLORS FOR THE VARIOUS CATEGORIES OF PARTICIPANTS WHICH WERE RECOGNIZED BY FRG CUSTOMS AND IMMIGRATION OFFICIALS.

3. HENZE ASKED FOR ALLIED VIEWS ON THE USE OF SUCH A SYSTEM FOR THE WORLD SWIMMING CHAMPIONSHIPS.

4. UK REP (CHAMBERLAIN) ASKED WHETHER THE ENVISIONED REGULATION WOULD APPLY TO THE FRG AS WELL AS TO BERLIN OR ONLY TO BERLIN. THE LATTER WOULD BE AWKWARD.

5. HENZE REPLIED THAT IT WOULD APPLY TO THE FRG AS WELL AS TO BERLIN AS HAD THE 1972 REGULATION WHICH CONTAINED A BERLIN CLAUSE. PRESUMABLY MANY PARTICIPANTS WOULD BE PASSING THROUGH THE FRG GOING TO AND FROM BERLIN.

6. AFTER FURTHER DISCUSSION, ALLIED REPS AGREED THAT THE FRG SUGGESTION APPEARED PROMISING, HOWEVER, THEY WOULD NEED INFORMATION FROM ALLIED MISSIONS IN BERLIN AS TO HOW IT WOULD FIT WITH ALLIED LEGISLATION, NOTABLY WITH BK/O(67)7. AT FIRST GLANCE, IT WOULD SEEM

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THAT SUCH A MEASURE WOULD BE CONGRUENT WITH PARA 2 OF BK/O(67)7 WHICH MAKES THE BK/O APPLICABLE TO INDIVIDUALS WHO DO NOT FALL INTO "THE CATEGORIES OF PERSONS WHO, UNDER THE PROVISIONS OF ALLIED OR GERMAN LEGISLATION, MAY STAY IN BERLIN WITHOUT OBTAINING A RESIDENCE PERMIT." THE FRG REGULATION WOULD APPARENTLY CREATE SUCH A CATEGORY, ALBEIT TEMPORARY.

7. COMMENT: ALL REPS ARE WELL AWARE (AS PRESUMABLY, IS THE GDR) OF THE POINT MADE IN PARA 2 REF A THAT THERE ARE NO PRACTICAL PROBLEMS ABOUT VISAS FOR EAST EUROPEAN/SOVIET NATIONALS FOR THE CHAMPIONSHIPS. THE LARGER ISSUE POSED BY THE GDR WAS DETERMINATION OF WHO WAS THE "COMPETENT AUTHORITY" FOR GUARANTEEING FREE ENTRY. WHAT IS NEEDED, THEREFORE, IS A MECHANISM WHICH WILL ALLOW PARTICIPANTS (INCLUDING THOSE FROM NON-EASTERN EUROPEAN COUNTRIES WHO WOULD NORMALLY REQUIRE VISAS) TO COME TO BERLIN
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AND WILL AT THE SAME TIME RENDER THE GDR INITIATIVE IRRELEVANT. IF THE FRG WISHES TO SIDE-STEP THE ISSUE WITH AN OLYMPIC-STYLE REGULATION, WE WOULD BE INCLINED TO GO ALONG SO LONG AS IT DID NOT CONFLICT WITH ALLIED LEGISLATION IN FORCE IN BERLIN.

8. ACTION REQUESTED: DEPARTMENT AND USBER VIEWS ON THE FEASIBILITY OF FRG ISSUANCE OF SUCH A REGULATION IN CONNECTION WITH 1978 WORLD SWIMMING CHAMPIONSHIPS IN BERLIN.
STOESSEL

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